

STATE OF NEW HAMPSHIRE
NEW HAMPSHIRE DEPARTMENT OF ENVIRONMENTAL SERVICES
WATER COUNCIL

Docket No: 06-04-WC
Steven Andrews/John Carpenter Appeal
No Swim Rule Canobie Lake

RECEIVED

JUN 23 2006

TOWN OF SALEM'S EVIDENCE LIST

NOW COMES the Town of Salem, Intervenor in the above-entitled matter, and submits the following list of evidence to be presented at the July 12, 2006 hearing in this matter.

Intervenor's Exhibit #1. New England Water Works Association, Inc., survey water committee resolution and policy concerning recreational use of public water supplies, December 1995 (offered through Tony Zuena).

Intervenor's Exhibit #2. American Water Works Association policy regarding recreational use of domestic water supply reservoir adopted by the Board of Directors, June 13, 1971 and revised June 13, 2004 (offered through Tony Zuena).

Intervenor's Exhibit #3. Model rule for the protection of water supply water shed, New Hampshire Department of Environmental Services, April 2000 (offered through Tony Zuena).

Intervenor's Exhibit #4. Report evaluating the affect of transferring water from Arlington Pond to Canobie Lake, Town of Salem, New Hampshire, February 1996, SEA Consultants, Inc. (offered through Tony Zuena).

Intervenor's Exhibit #5. April 3, 2002 correspondence to Jeffrey Towne from the U.S. Environmental Protection Agency regarding water emergency, Canobie Lake (offered through Tony Zuena).

Intervenor's Exhibit #6. April 3, 2002 correspondence to Jeffrey Towne regarding water transfer/Canobie Lake (offered through Tony Zuena).

Intervenor's Exhibit #7. Photographs of No Swimming signs posted at Canobie Lake (offered through Tony Zuena).

The Town of Salem reserves the right to supplement this list of evidence prior to the hearing in accordance with the rules of the Water Council.

Respectfully submitted this 22nd day of June, 2006.

TOWN OF SALEM

By Its Attorneys

Soule, Leslie, Kidder, Sayward & Loughman

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CERTIFICATE OF SERVICE

I, Gordon B. Graham hereby certify that a copy of the foregoing Evidence List was this day mailed first class, postage prepaid to: Esther Piszczek, Office of the Attorney General, 33 Capitol Street, Concord, NH 03302, Stephen M. Andrews, 48 Woodvue Road, Windham, NH 03087 and John Carpenter, 44 Woodvue Road, Windham, NH 03087.

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